

## REMARKS

### Summary

Claims 1, 2 and 4-13 were pending. Claims 1, 2, 4-9 and 11-13 were rejected and Claim 10 was objected to in the present Office action and the rejections and objections were reiterated in the advisory action. The complete listing of claims is presented to show the amendment referred to in the previous response, to address the minor informality in Claim 4. There are no other amendments.

The Applicants express appreciation to the examiner for the detailed explanations of the reasons for rejection of Claims 1 and 11 that has been provided in the advisory action. This paper addresses only Claims 1 and 11, being the independent claims, and is directed towards the specific reasons for rejection given in the advisory action.

Claim 1 recites, *inter alia*, the horizontal axis of rotation of the x-ray source is positioned on the support arm such that a lower edge of the x-ray source is disposed below the lower edge of the support arm and the lower edge of the mounting device, independently of an x-ray source angle of rotation about the horizontal axis.

The Examiner asserts that Khutoryansky "does demonstrate that in at least some rotational aspects (i.e. 5 degrees as in one example of an angle of rotation, or 90 degrees as illustrated in figs 8-11, #112), the condition is satisfied". [emphasis added] The Applicant interprets the Examiner's remarks to accept that, for at least some angles of rotation, the condition is thus not satisfied. However, if a condition is sometimes true and sometimes not true, with respect to an angle of rotation, it is not independent of the angle of rotation. Therefore, the teaching of Khutoryansky does not meet all of the limitations of Claim 1, or of Claim 11, and the claims are not anticipated.

The Examiner argues that even if "a 180 degree rotation of the x-ray source in Khutoryansky et al. fails to teach the lower edge of the source disposed below the lower edges of the support arm and the mounting device, such a feature (i.e. 180 degree rotation) is not recited in the claim." An open construction claim not reciting a specific

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limitation is interpreted to be permissive. Since no limit on the rotation angle is recited, any rotation angle is permitted and need not be explicitly recited.

Claims 2, 4-10, and 12-13 are claims dependent on an allowable base claim and are allowable, without more.

As such, the Applicant respectfully submits that the rejection ought to be reconsidered and withdrawn, and the pending claims allowed.

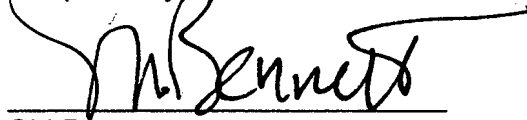
**Conclusion**

Claims 1, 2 and 4-13 are pending.

For at least the reasons given above, the Applicant respectfully submits that the pending claims are allowable and looks forward to the early issuance of a Notice of Allowance.

The Examiner is respectfully requested to contact the undersigned in the event that a telephone interview would expedite consideration of the application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sid Bennett", written over a horizontal line.

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